

April 11, 1973

SENATOR WHITNEY: I have, Mr. President, I have to object to this because some questions have come up with reference to the constitutionality of it, I have asked the Attorney General for a decision on this and therefore, I object to it being brought up at that time.

PRESIDENT: Alright, then back to you Senator Lewis. Senator Lewis.

SENATOR LEWIS: This bill was pending before the committee for almost two months, it got a full and fair hearing, no constitutional questions was raised publicly to the committee, this comes as a complete shock to me as of this point and certainly we have four or five days to do this and I'm sure the Attorney General with the fine staff he has can come up with that kind of an answer for us by Monday, so I would move that we bracket LB 445 on Monday the 16th.

PRESIDENT: Monday the 16th, the motion now is to bracket 445 for a hearing Monday, the 16th, Senator Cal Carstens.

SENATOR CARSTENS: Mr. President and members of the legislature, I'm objecting to this procedure and not that I'm against the bill, in any way shape or form, but we are now setting a precedent of moving bills up the ladder on general file because we are getting on towards the end of the session. I think if there are bills down the ladder that we have specific interest in and need to be brought up, and we have done this in the past, we are given an opportunity to request these bills and plenty of time to be handled towards the end of the session and I object, I don't have any bills down the list that I'm concerned with, but there are men who have, and I think we are establishing a procedure that we should not establish. Thank you'

PRESIDENT: The Chair recognizes Senator Cavanaugh.

SENATOR CAVANAUGH: Mr. President, I rise on a point of personal privilege after this discussion if I can.

PRESIDENT: Thank you, now, go ahead Senator Frank Lewis.

SENATOR LEWIS: Mr. President I thought this was the procedure, and I'll say it now, this is a bill that requires an appropriation and I understand the procedure is to put those bills at the top to start with, and that, so I would point that out and ask clarification on rules if that is not correct.

CLERK: The rules I think provide that the Speaker may provide, may place bills dealing with appropriations at the top of general file if he directs us to, if he directs us to we do it.

SENATOR LEWIS: Sure, let's move all the appropriations bills up there then.

CLERK: Senator Speaker directs us to we will.

PRESIDENT: Then make the request to the Speaker.

SENATOR LEWIS: Well I'll stick with my original and see how far I get with that, but if not, I'll pursue the other way. It is an important bill and I think it's of no fault to any particular person on a committee when some of these bills are tough to handle and there, particularly with a committee like the retirement committee, that doesn't meet often and certainly they couldn't get out there in time, and I want this bill to have enough time to move across. I think it is vitally important. I just made it.

PRESIDENT: Senator Whitney, do you care to respond? The motion is to bracket 445 here.